

108TH CONGRESS
1ST SESSION

H. R. 339

To prevent frivolous lawsuits against the manufacturers, distributors, or sellers of food or non-alcoholic beverage products that comply with applicable statutory and regulatory requirements.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 27, 2003

Mr. KELLER (for himself, Mr. NEY, Mr. GRAVES, Mr. TIBERI, Mrs. BIGGERT, Mr. CRENSHAW, and Mr. PETERSON of Minnesota) introduced the following bill; which was referred to the Committee on the Judiciary

A BILL

To prevent frivolous lawsuits against the manufacturers, distributors, or sellers of food or non-alcoholic beverage products that comply with applicable statutory and regulatory requirements.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Personal Responsibility
5 in Food Consumption Act”.

1 **SEC. 2. LITIGATION MANAGEMENT FOR MANUFACTURERS,**
2 **DISTRIBUTORS, AND SELLERS OF FOOD AND**
3 **NON-ALCOHOLIC BEVERAGE PRODUCTS**
4 **THAT COMPLY WITH APPLICABLE STATU-**
5 **TORY AND REGULATORY REQUIREMENTS.**

6 (a) PREVENTION OF FRIVOLOUS LAWSUITS.—The
7 manufacturer, distributor, or seller of a food or non-alco-
8 holic beverage product intended for human consumption
9 shall not be subject to civil liability, in Federal or State
10 court, whether stated in terms of negligence, strict liabil-
11 ity, absolute liability, breach of warranty, or State statu-
12 tory cause of action, relating to consumption of food or
13 non-alcoholic beverage products unless the plaintiff proves
14 that, at the time of sale, the product was not in compliance
15 with applicable statutory and regulatory requirements.

16 (b) EFFECTIVE DATE.—This Act shall take effect on
17 the date of the enactment of this Act and shall apply to
18 any civil action described in subsection (a), unless a trial
19 or retrial with regard to that civil action has commenced
20 as of that date.

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